



UNITED STATES  
PATENT AND  
TRADEMARK OFFICE



EMH/TB  
**RECEIVED**

JAN 20 2002

Quine Intellectual Property Law Group, P.C.

JAN 14 2002

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY  
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
WWW.USPTO.GOV

In re Application of:  
Lichten  
Serial No.: 09/198,798  
Filing Date: November 24, 1998  
For: Use of Testosterone to Treat Impaired ....  
Attorney's Docket No.: 20013810-0002

PETITION DECISION

This is in response to "Petition to Revive Abandoned Patent Application for Failure to Respond to Office Action" filed September 20, 2001. The petition is treated as petition to withdraw with holding of abandonment under 37 C.F.R. 1.181(a).

On February 21, 2001, a Final rejection was mailed to applicant. On September 6, 2001, a Notice of Abandonment for failure to respond to the Office action dated February 21, 2001 was mailed. On September 21, 2001, the present petition was filed. Applicant asserts that the Office action dated February 21, 2001 was never received.

Applicant's statements and file history have been carefully reviewed. The response dated December 15, 2000, page 12, last sentence, clearly states that "The Examiner's attention is also drawn to the new correspondence address .....". However, the change of address has not been entered. Thus, the Final rejection was mailed to the old address. Accordingly, the petition is Granted. The application has been returned to pending status and the final rejection dated February 21, 2001 is being re-mailed herewith, with a response due date set to expire three months from the date of this decision.

Petition GRANTED.

*Coalin Tsang for*  
John Doll  
Director, Technology Center 1600

Emily M. Haliday  
Law Offices of JONATHAN ALAN QUINE  
P.O.Box 458  
Alameda, CA 94501